

P20400.A10

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : K. STEINER et al.

Group Art Unit : 1731

Appln. No: 09/758,243

Examiner : Fortuna

Filed : January 12, 2001

For : WATER DRAINING DEVICE

**PAPER UNDER 37 C.F.R. 1.312 REGARDING INVENTORSHIP
AND
SUBMISSION OF SUPPLEMENTAL DECLARATION**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

During review of the application after receipt of the Notice of Allowance, including review of the application for filing a divisional application directed to the non-elected subject matter, it was noted that two inventors, i.e., Gerhard Kotitschke, and Jurgen Banning, were inadvertently not listed as inventors of the originally-submitted claims. However, following cancellation of the non-elected claims, the named inventive entity of Hans Prinzing, Dr. Karl Steiner and Robert Wolf is correct.

In particular, it is noted that one of the two German priority applications included five inventors, and the other of the two German priority applications included three inventors. When the U.S. application was filed two of the inventors were mistakenly not included due to a clerical error.

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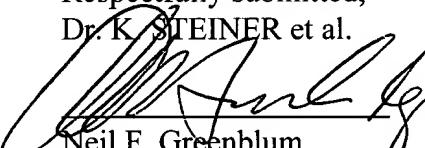
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Pursuant to MPEP 201.03 (Eight edition (E8) August 2001, Rev. February 2003), correction of inventorship is not necessary in this instance (see bottom right-hand column of page 200-4) where an application is to issue with the correct inventorship based on the allowed claims even though the application may have been filed with an incorrect inventorship based on the claims as originally filed. Nevertheless, out of an abundance of caution, submitted herewith is a Supplemental Declaration, executed by all inventors of the currently-claimed subject matter.

It does not appear that a fee is required for entry of this paper and/or the Supplemental Declaration. However, if any fee is necessary, authorization is hereby provided to charge any required fee to Deposit Account No. 19-0089.

If the Examiner has any questions or wishes to further discuss this application, the Examiner is invited to telephone the undersigned at the below-listed telephone number.

Respectfully submitted,
Dr. K. STEINER et al.


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Reg. No. 28,394

September 3, 2003
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